

MINUTES OF THE BOARD OF RULES AND APPEALS MEETING ON 01-19-2006

Attendance: Thomas Utterback, VC Jesus M. Gomez Rolando Diaz Robert Barnes
Gregory Pierce William Derrer Carmen Garcia Alfonso Fernandez-Fraga
William Strachan, (Ret. Chief) Chief Virgil Fernandez Arnold Velazquez Edward Woodard

Excused: Richard Horton, CH William Riley John Kurzman Justin Manuel
Enrique Salvador

Staff Present: Maria Arista-Volsky, Asst. County Attorney
Michael Goolsby, Acting Secretary to the Board
Yvonne Bell, Recording Secretary

Court Reporter: Lorena Ramos, Metro Dade Court Reporters

The meeting commenced at 1:15 P.M.

MINUTES OF DECEMBER 19, 2005

Mr. Utterback asked for a motion to approve the minutes of the **December 19, 2005** BORA meeting.

Mr. Derrer then moved to accept the minutes of the last meeting. Mr. Diaz seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

REGULAR AGENDA APPEAL

APPEAL #1: APPEAL OF BUILDING OFFICIAL: City of Coral Gables, 1407 Cadiz Avenue, NEC 2002 Sec. 230.24(B)(1), Drip Loop Clearance, Permit #05110083

Mr. Utterback informed the members that this appeal was **withdrawn** and referred them to the appellant's letter.

REGULAR AGENDA TCO/TCC APPEALS

APPEAL #1: TCO EXTENSION, PERMIT No. B0103868, Degnan

Mr. Mike Degnan was present for this item.

Mr. Diaz moved to grant a 90-day extension. Mr. Derrer seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

APPEAL #2: TCO EXTENSION, PERMIT No. 1995-049753, Mainster

No one was present for this appeal.

Mr. Diaz moved to grant a 30-day extension. Mr. Woodward seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

APPEAL #3: TCO EXTENSION, PERMIT No. B0001111/BCO04169, Sanger

Mr. Dan Sanger was present for this item.

Mr. Pierce moved to grant a 90-day extension. Mr. Diaz seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

APPEAL #4: TCO EXTENSION, PERMIT No. 2002109075, Gonzalez

Mr. John Thompson was present for this item.

Chief Fernandez moved to grant a 90-day extension. Mr. Derrer seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

APPEAL #5: TCO EXTENSION, PERMIT No. BCO4174/B0000104, Baylora

Mr. Diaz moved to grant a 90-day extension. Mr. Woodward seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

APPEAL #6: TCO EXTENSION, PERMIT No. BCO02135/BCO2136/BCO3158, Baylora

Mr. Pierce moved to grant a 90-day extension from today. Mr. Diaz seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

EMERGENCY AGENDA TCO/TCC APPEALS

APPEAL #1: TCO EXTENSION, PERMIT No. 03020193, Tobin

Mrs. Linda Johnson was present for this item.

Mr. Diaz moved to grant a 90-day extension. Mr. Pierce seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

APPEAL #2: TCO EXTENSION, PERMIT, No. 01-5010199, Fine

Mr. Patrick Range was present on behalf of Mr. Fine.

Mr. Pierce moved to grant a 90-day extension from today. Mr. Daiz seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

APPEAL #3: TCO EXTENSION, PERMIT No. 02-5016046, Fine

Mr. Patrick Range was present on behalf of Mr. Fine.

Mr. Pierce moved to grant a 90-day extension from today. Mr. Derrer seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

APPEAL #5: TCO EXTENSION, PERMIT No. 2005044373, Arteaga

Mr. Utterback brought to the members' attention that Mr. Danger has indicated that this would be the last extension recommendation for this site.

Mr. Derrer moved to grant a 90-day extension. Mr. Woodward seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

APPEAL #6: TCO EXTENSION, PERMIT No. BCO02135/BCO2136/BCO3158, Baylora

Chief Fernandez moved to grant a 90-day extension. Mr. Diaz seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

DISCUSSION: Establishment of Residential Inspector Category

Mr. Goolsby informed the members that this is discussion on the establishment of a Building Inspector (Residential) Category, which currently does not exist. He explained to the Board that they were seeking the establishment of this category specifically for the inspection of one and two family dwellings and townhouses up to three-stories in height. Mr. Goolsby suggested appropriate licensure criteria and added that the amount of experience necessary for certification would have to be determined by the Board.

Mr. Pierce asked what structures this category of inspector would be certified to inspect.

Mr. Goolsby commented that the inspector would be restricted to residential homes and townhomes.

Mr. Fernandez-Fraga asked if there are other counties with similar requests and why one-year experience as opposed to the five years.

Mr. Goolsby stated that you would have to have the contractor's license with one-year experience and Dade County is requesting this alone.

Mr. Flavio Gomez, Unincorporated Miami Dade County stated that he was attending the meeting for Mr. Danger, who supports this ordinance. He began to explain that they are experiencing an overload in all of the disciplines and they have been trying to expand the pool of qualified inspectors.

Mr. Diaz expressed that his concerns are in the area of residential structures with three stories; he felt that the individual should be well versed in reinforced concrete snags, sheer panels and dealing with structural slabs. He expressed further that he has no problem with them inspecting residential two-story structures, but anything more is cause for concern.

Mr. F. Gomez responded that the experience criterion is very important, but essentially in-house training will be beneficial as well. He went on to add that he is not inclined to providing a specific timeframe for the field experience.

Mr. Jesus Gomez asked whether they are talking about experience beyond the experience for the license.

Mr. Goolsby responded that you already have four years experience to obtain the contractors license, so one additional year would be sufficient. Mr. Goolsby summarized that the required contractor license would be a State Building or a Miami-Dade County Sub-General Building Contractors License.

After much discussion, Mr. Velazquez moved to establish the Building Inspector (Residential) Category and accept staff's recommendation requiring a general contractor's license with one year of experience under the license. Mr. Gomez seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

REGULAR AGENDA REPORTS

REPORT #1

Certification Subcommittee Report for January 2006

Mr. Jorge Gamoneda informed the members that the following individuals are being recommended for **approval** for **Re-Certification** for **2006**. He directed the members to the **Inspector Tracking System Applicants Year Report**.

Mr. Gamoneda asked that **Mr. David Figueredo, Mr. Francisco Hernandez, Mr. Roy Valdes, Mr. Eduardo Vazquez, Mr. Pelayo Calante, Mr. Rolando Maqueira and Mr. Miguel Guitierrez** be added to the **Re-Certification list for 2006**.

After some discussion, Chief Fernandez moved to **accept** the **Re-Certification** list for **2006** with the additions mentioned by Mr. Gamoneda.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

Mr. Gamoneda further indicated the following individuals are being recommended for **denial** for **Re-Certification** for **2006**.

INSPECTOR:
Alvarez, Elio

REPRESENTING:
Miami Gardens

Town of Miami Lakes

DISCIPLINES:
Electrical Inspector
Plans Examiner Electrical
Electrical Inspector

Auchet, Pedro E.	Town of Miami Lakes	Plans Examiner Electrical
Bassing, Thomas J.	Miami Gardens	Building Inspector Structural
	Miami Gardens	Building Inspector Structural
	Town of Miami Lakes	Plumbing Inspector
		Plans Examiner Plumbing
Blanco, Orlando L.	El Portal	Plumbing Inspector
		Plans Examiner Plumbing
	Village of Palmetto Bay	Building Inspector Structural
		Plans Examiner Building
		Plans Examiner Structural
Cankat, Mustafa	Miami Gardens	Building Inspector Structural
Causley, Michael T.	Miami Gardens	Plans Examiner Building
		Plans Examiner Structural
		Plumbing Inspector
		Plans Examiner Plumbing
De la Cruz, Rafael	Miami Beach	Building Inspector Structural
DuQuesne, Pedro	Miami Beach	Building Inspector Structural
Farias, Rolando M.	Miami-Dade County	Plans Examiner Structural
Figueredo, David	Hialeah	Electrical Inspector
Good, William A.	Village of Palmetto Bay	Mechanical Inspector
		Mechanical Plans Examiner
Hendriksen, Keith E.	Florida City	Electrical Inspector
Hernandez, Roberto L.	Miami Beach	Building Inspector Structural
Jurado, Manuel	Hialeah	Mechanical Inspector
		Mechanical Plans Examiner
Menendez, Tomas F.	Miami Springs	Plans Examiner Electrical
Nanni, Danilo	Miami Beach	Building Inspector Structural
Perez, Jan Pierre	Town of Miami Lakes	Mechanical Inspector
		Mechanical Plans Examiner
Poirier Jr., Raymond J.	Miami Gardens	Electrical Inspector
		Plans Examiner Electrical
Ramos, Aurelio	Town of Miami Lakes	Building Inspector Structural
		Inspector – Commercial Roofing
		Inspector – Residential Roofing
		Plans Examiner Building
Rivas, Angel R.	Miami Gardens	Building Inspector Structural
		Inspector – Commercial Roofing
		Inspector – Residential Roofing
		Plans Examiner Building
Saez, Jose A.	Florida City	Mechanical Inspector
Valdes-Linares, Manuel	Hialeah Gardens	Building Inspector Structural
		Inspector – Commercial Roofing
		Inspector – Residential Roofing
		Plans Examiner Building
		Plans Examiner Structural

Mr. Diaz inquired about the status of the code certified personnel for the Village of Palmetto Bay.

Mr. Gamoneda responded that Mr. Orlando Blanco did not meet the deadline, but clarified that all of the individuals on the list remain working at this time, even though there are some repeat offenders.

Mr. Diaz then inquired about Mr. Pedro DuQuesne, Miami Beach Building Inspector Structural, and asked who is going to certify these buildings from the 10 stories and above.

Mr. Goolsby commented that Mr. DuQuesne is conducting mandatory inspections.

Mr. Gamoneda replied that the Building Code Compliance Office (BCCO) does not monitor the Threshold Inspector.

After some discussion, Chief Fernandez moved to reject the individuals listed, but asked about explaining ways for them to make up these hours. Mr. Gomez seconded the motion.

Discussion:

Mr. Goolsby stated as a matter of information that BCCO conducted more than 200 hours of continuing education in 2005 and this is done in order for individuals to obtain their required hours.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

Mr. Gamoneda then announced that the following individuals are being recommended for **approval** for **New Certification** for **2006**.

<u>INSPECTOR:</u>	<u>REPRESENTING:</u>	<u>DISCIPLINES:</u>
Acosta, Fred	City of Miami	Plumbing Inspector
Agbenohevi, Emmanuel K.	City of Doral	Building Inspector (Structural)
		Roofing Inspector (Residential)
		Plans Examiner Building
Arronte, Ramon L.	City of Sweetwater	Building Official
Barrios, Ardiel	City of Hialeah Gardens	Roofing Inspector (Residential)
Benitez, Reinaldo A.	City of Miami	Chief Electrical Inspector
Fernandez, Amat S.	City of Opa Locka	Electrical Inspector
		Plans Examiner Electrical
		Plans Examiner Electrical (Res)
Guerra, Roberto D.	City of Hialeah	Building Inspector (Structural)
		Roofing Inspector (Residential)
Hall, John T.	City of North Miami	Electrical Inspector
		Plans Examiner Electrical
Howard, Andy G.	City of North Bay Village	Building Inspector (Structural)
		Roofing Inspector (Commercial)
		Roofing Inspector (Residential)
		Plans Examiner Building
Mantilla, Evelio	City of Doral	Building Inspector (Structural)
		Roofing Inspector (Residential)
		Plans Examiner Building
Naumann, Carlos A.	Village of El Portal	Plans Examiner Structural
Salas, Armando	City of Sunny Isles Beach	Building Inspector (Structural)
Sanchez, Eduardo M.	City of Miami	Building Inspector (Structural)
		Plans Examiner Building
Wong, Ernesto G.	City of Miami Beach	Building Inspector (Structural)

After some discussion, Chief Fernandez moved to accept the above individuals for New Certification. Mr. Velazquez seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

Mr. Gamoneda further mentioned that the following individual is being recommended for **rejection** for **New Certification** for **2006**.

<u>INSPECTOR:</u>	<u>REPRESENTING:</u>	<u>DISCIPLINES:</u>
DuQuesne, Pedro J.	City of Miami Beach	Building Inspector (Structural)
(Applicant is missing 10 hours of Continuing Education for the year 2005)		

After some discussion, Diaz moved to reject Mr. DuQuesne for New Certification. Mr. Woodward seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

Mr. Gamoneda remarked that the following individuals are being recommended for **De-Certification** for **2006**.

<u>INSPECTOR:</u>	<u>REPRESENTING:</u>	<u>DISCIPLINES:</u>
Bleasdel, Dexter C.	Miami-Dade County	Building Inspector (Structural)
(Has not obtained his Provisional Inspector's License from the Department of Business and Professional Regulation, nor does he possess a Standard Inspector License.)		
Lombroia, Thomas R.	City of Homestead	Building Inspector (Structural)
		Roofing Inspector (Commercial)

(Has not obtained his Provisional Building Inspector's License from the Department of Business and Professional Regulation, nor does he possess a Standard Plans Examiner License.)

After some discussion, Mr. Velazquez moved to De-Certify the above individuals. Mr. Diaz seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

REPORT #2

Monthly Status Report/MIA Concourse "H", Miami Dade County

Mr. Jorge Delgado explained that there were originally eleven items on the punch list and to-date there is only one item pending. The Aviation Department hopes to have everything completed by the end of the week.

The Board accepted the report accordingly.

INFORMATION #1

Mr. Gamoneda returned to the podium and advised the members that there was an individual attending the meeting today that is in need of one more hour in order to comply with the continuing education requirement. Seeming that the meeting is moving quickly today and will be concluding earlier than usual, the individual will be short one-hour. He asked for suggestions on how this individual could obtain compliance.

Mr. Pierce moved to give the individual the one-hour credit. Mr. Diaz seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

INFORMATION #2

Mrs. Kathy Charles, Building Code Compliance Office, updated the members on the status of the ordinance on Board of Rules and Appeals Board Membership. She stated that it was approved to be heard at the next Board of County Commission meeting on February 7th.

Mr. Utterback requested further clarification on this issue.

Mrs. Charles clarified that initially the ordinance included the provision of "an elected official or past elected official", as qualified for the Dade of League of Cities Board appointment. However, she stated that a change was made to strike "the past elected official" language.

There being no further business, the meeting was adjourned at 2:09 P.M.

MINUTES OF THE BOARD OF RULES AND APPEALS MEETING ON 02-16-2006

Attendance: Thomas Utterback, VC Jesus M. Gomez Robert Barnes Enrique Salvador
William Derrer Carmen Garcia Alfonso Fernandez-Fraga John Kurzman
William Strachan, (Ret. Chief) Chief Virgil Fernandez Arnold Velazquez Edward Woodard
William Riley

Excused: Richard Horton, CH Justin Manuel Gregory Pierce Rolando Diaz

Staff Present: Maria Arista-Volsky, Asst. County Attorney
Michael Goolsby, Acting Secretary to the Board
Yvonne Bell, Recording Secretary

Court Reporter: Janice Aguirre, Metro Dade Court Reporters

The meeting commenced at 1:14 P.M.

MINUTES OF JANUARY 19, 2006

Mr. Utterback asked for a motion to approve the minutes of the **January 19, 2006** BORA meeting.

Mr. Goolsby informed the members that there was a clarification to the motion on discussion item **Establishment of Residential Inspector Category** on **Page 3**. After receiving confirmation from Mr. Velazquez as the maker of the motion, the motion should read to ***“accept staff’s recommendation with one year under the license.”***

Mr. Woodward moved to accept the minutes of the last meeting with the modification as mentioned by Mr. Goolsby. Chief Fernandez seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

REGULAR AGENDA APPEAL

APPEAL #1: APPEAL OF BUILDING OFFICIAL: City of Hialeah, 501 Palm Avenue, Re-Roofing Permit Issuance

Mr. Goolsby informed the members that the Building Official’s issue of licensure is resolved and the roofing permit will not be denied to Mr. Nilo Hernandez based on licensure.

Mr. Juan Gutierrez, Building Official of the City of Hialeah, and Lorena Bravo, Asst. City Attorney, confirmed that the licensure issue is resolved and once the paperwork is submitted properly, the permit would be granted.

Mr. Nilo Hernandez asked for a written letter reaffirming the statements of Mr. Gutierrez.

Mr. Kurzman suggested that a copy of the minutes or transcripts would suffice since the Board would not be hearing the appeal.

APPEAL #2: APPEAL OF BUILDING OFFICIAL: City of Miami, 3299 Bird Avenue, NOA Roofing Slope, Permit #05-5024826

Mr. Utterback informed the members that this appeal was **withdrawn** and referred them to the appellant’s letter.

REGULAR AGENDA TCO/TCC APPEALS

APPEAL #1: TCO EXTENSION, PERMIT No. 2005048050, Arteaga

Mrs. Rebecca Figueroa was present for this item.

Chief Fernandez moved to grant a 90-day extension. Mr. Woodward seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

APPEAL #2: TCO EXTENSION, PERMIT No. 03010299, Ellis

Mr. Enrique Shore was present for this item.

Mr. Utterback brought to the members' attention that the permit expired on January 19, 2006.

Mr. Woodward moved to grant a 90-day extension. Mr. Derrer seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

APPEAL #3: TCO EXTENSION, PERMIT No. BCO05186, Hornberger

Mr. Andrew Frey was present for this item.

Mr. Derrer moved to grant a 90-day extension. Chief Fernandez seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

APPEAL #4: TCO EXTENSION, PERMIT No. BCO5181, Hornberger

Mr. Andrew Frey was present for this item.

Mr. Derrer moved to grant a 90-day extension. Chief Fernandez seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

APPEAL #5: TCO EXTENSION, PERMIT No. BCO5187, Hornberger

Mr. Andrew Frey was present for this item.

Chief Fernandez moved to grant a 90-day extension. Mr. Derrer seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

REGULAR AGENDA REPORTS

REPORT #1

Certification Subcommittee Report for February 2006

Mr. Gamoneda stated that the following individuals are being recommended for **approval** for **Re-Certification** for **2006**.

INSPECTOR:

Alvarez, Elio

Bassing, Thomas J.

Menendez, Tomas F.
Perez, Jan Pierre

Rivas, Angel R.

REPRESENTING:

Town of Miami Lakes

Town of Miami Lakes

City of Miami Springs
Town of Miami Lakes

Town of Miami Lakes

DISCIPLINES:

Electrical Inspector
Plans Examiner Electrical
Plans Examiner Plumbing
Plumbing Inspector
Plans Examiner Electrical
Mechanical Inspector
Plans Examiner Mechanical
Building Inspector (Structural)
Plans Examiner Building
Roofing Inspector (Commercial)
Roofing Inspector (Residential)

Mr. Gamoneda then announced that the following individuals are being recommended for **approval** for **New Certification** for **2006**.

INSPECTOR:

Belmont, Anthony J.

Collins, James T.

REPRESENTING:

Village of Palmetto Bay

Village of Palmetto Bay

DISCIPLINES:

Electrical Inspector
Plans Examiner Electrical
Plans Examiner Plumbing
Plumbing Inspector

Guasp, Jorge	City of Sweetwater	Chief Electrical Inspector
Hunton, Larry V.	Miami-Dade County	Plans Examiner Electrical
Jurado, Manuel R.	City of Sweetwater	Roofing Inspector (Commercial)
Lindgren Jr., John C.	City of North Miami	Roofing Inspector (Residential)
Naranjo, Ismael	City of Miami Gardens	Chief Mechanical Inspector
		Plans Examiner Mechanical
		Plans Examiner Plumbing
		Plumbing Inspector
		Building Inspector (Structural)
		Plans Examiner Building
		Roofing Inspector (Commercial)
		Roofing Inspector (Residential)
Navia, Jesus	City of Miami Gardens	Building Official
Perez, Freddy E.	Village of Pinecrest	Plans Examiner Plumbing
	Town of Miami Lakes	Plumbing Inspector
		Plans Examiner Plumbing
		Plumbing Inspector
Rodriguez, Carlos A.	Miami-Dade County	Building Inspector (Structural)
		Plans Examiner Building
Santiago, Eugenio M.	City of Coral Gables	Plans Examiner Structural
Singh, Narinder	City of Miami Beach	Building Inspector (Structural)
Suarez, Jesus A.	City of Miami	Plumbing Inspector
Vaziri, Hoshmand	City of Sunny Isles Beach	Building Inspector (Structural)

Mr. Gamoneda further mentioned that the following individual is being recommended for **rejection** for **New Certification** for **2006**.

INSPECTOR:

Gigler, Richard R.

REPRESENTING:

Village of El Portal

DISCIPLINES:

Plumbing Inspector

(Mr. Gigler does not meet the requirements. He needs to either have a State Certified Plumbing Contractor License or Miami-Dade County Contractor License. He may qualify for a Miami-Dade County License through reciprocity. Additionally, his State Standard Inspector License does not identify his specific qualification.)

Upon the completion of the Certification Report, Mr. Derrer moved to accept the report as reported by Mr. Gamoneda. Chief Fernandez seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

REPORT #2

Monthly Status Report/MIA Concourse "H", Miami Dade County

Mr. Jorge Delgado was pleased to inform the members that the project is completed and they have received a Certificate of Occupancy.

The Board accepted the report accordingly.

DISCUSSION #1: FBC – Mechanical Section 206

Mr. Fernandez-Fraga summarized that the requested discussion deals with air handler units. He remarked that he would like to address FBC 606.2.3, which require duct smoke detectors to be installed at each story downstream of supply risers 15,000 CFM and greater. He noted that NFPA 90A does not require this. Additionally, both FBC 606 and NFPA 90A require duct smoke detectors to be installed in supply air systems having a capacity greater than 2000 CFM. Mr. Fernandez-Fraga concluded that the conflict is in the event that signals are received from more than one smoke zone, the system shall continue operation in the mode determined by the first signal received.

Mr. Pete Quintela, (Mechanical) Code Compliance Specialist remarked that there is lack of uniformity within the cities and proceeded to read from the Florida Mechanical Code, Chapter 15, which adopts NFPA 92A, 2002 Edition. He continued to cite that this area specifies, "a smoke detector shall be provided in the air supply to the pressurized stairwell and on the detection of smoke, the supply fan should be stopped." Mr. Quintela then informed Mr. Fernandez-Fraga that in his letter he references NFPA 90A; however it is not the applicable code when it deals with smoke. He further added that the code is clear that a smoke detector is required and a smoke detector, upon activation shall shut off in its respective manner.

Mr. Fernandez-Fraga commented that he believes there remains a discrepancy in these areas.

Chief Fernandez expressed his concerns and stated that he does not believe there is a conflict; he thinks that the Board maybe preempting a problem with the smoke detector that does not exist.

After much discussion, Mr. Fernandez-Fraga moved that in order to provide uniformity on the application of NFPA 92-A, 2002, 3.4.4.1. the Board accepts staffs opinion regarding the function of fans used for the pressurized stairwells and agreed that on detection of smoke, the supply fan(s) should be stopped. Chief Fernandez seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

DISCUSSION #2: Repair/Replacement of Glazing and Windows

Mr. Clay Parker, Building Official of the City of Sunny Isles, informed the members that this discussion topic is indirectly related to an appeal on the agenda today.

Mr. Goolsby clarified the issue and suggested that future discussions could be heard at the Subcommittee level, since this is a broad area of concern. He explained that the key areas to be addressed would be the replacement of glazing and the replacement of windows and doors.

Mr. Utterback agreed that a Subcommittee would be appropriate and suggested that Broward County Board of Rules and Appeals be invited to attend and serve in a joint effort. He then began to identify possible Board members as Mr. Velazquez, Mr. Barnes, Mr. Kurzman, Mr. Derrer, Mr. Horton and himself.

Mr. Rusty Carroll, Broward County Board of Rules and Appeals staff, advised Mr. Utterback that Broward members would be glad to participate.

Mr. Parker advised the members that they were trying to help the community and this is why it is so important to come up with some direction on the matter. He wanted the members to understand that Hurricane Wilma and Hurricane Katrina damage differed drastically.

Mr. Hans Ottinot, City Attorney of Sunny Isles, asked of the Board for a prompt resolution to the problem.

Mr. Utterback remarked that some resolution would come through the appeal item to be heard later on this afternoon for that particular case. He then requested everyone's involvement at the Subcommittee level. Mr. Utterback reiterated the enormity of the problem to be addressed and indicated that there are notice requirements, but the Subcommittee will be scheduled as soon as possible.

DISCUSSION #3: Chairperson and Vice Chairperson Election

The voting for Chairperson and Vice Chairperson was **deferred** to next month.

Chief Fernandez moved to hear the Emergency Agenda. Mr. Derrer seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

EMERGENCY AGENDA TCO/TCC APPEALS

APPEAL #1: TCO EXTENSION, PERMIT No. BCO04422/BCO04042, Piscone

Mr. Derrer moved to grant a 90-day extension. Mr. Salvador seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

APPEAL #2: TCO EXTENSION, PERMIT, No. BCO05452, Siegel

Mr. Derrer moved to grant a 90-day extension. Mr. Salvador seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

APPEAL #3: TCO EXTENSION, PERMIT No. 045002886, Bloomberg

Mr. Salvador moved to grant a 90-day extension. Mr. Derrer seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

EMERGENCY AGENDA APPEAL

APPEAL #1: APPEAL OF BUILDING OFFICIAL: City of Sunny Isles Beach, Oceania III Condominium, 16486 Collins Avenue, Repair or Alteration of Glass

Mr. Clay Parker, Building Official, City of Sunny Isles referred to Section 201.2, which refers to repairs; not glass replacement. He proceeded to mention Chapter 24 – Glazing as the area where they differ in opinion. Mr. Parker wanted to clarify that he did not require them to add shutters; this was a suggestion of the Association. He stated that given the industry standards, shutters would not help in this area. Mr. Parker indicated that he required that the replacement glass meet the current code requirements.

Mr. Robert Burr, Attorney for the Condominium Association, stated that they applied for a permit on January 11, 2006 to install the new glass. Mr. Burr informed the Board that Hurricane season is fast approaching and they would like the members to authorize that the glass be replaced with the original glass.

Mr. Goolsby commended Mr. Parker and Mr. Mitrani on how they are trying to resolve this issue, but suggested the appeal has to be addressed in a logical order. He then proceeded to read Staff's opinion dated February 9, 2006 and clarified that the key point is the determination as whether the action is a repair or alteration.

Mr. Kurzman stated that the County and Cities main function is to provide safety for their citizens.

Mr. Utterback stressed that in his opinion the issuance may ultimately need to be resolved at the committee level, but he would like to have the Building Official's that are present speak briefly on this issue.

Mr. Jose Ferras, Building Official, City of Miami went to the board to illustrate the circumstances in his city; he also mentioned that he concurred with Mr. Goolsby's opinion.

Mr. Paul Gioia, Building Official, City of North Bay Village, stated that he disagreed with Mr. Ferras and in his opinion, single-family homes are more protected than high-rise structures, which should have to be held to more stringent guidelines.

Mr. Mariano Fernandez, Building Official, City of Aventura remarked that he agreed with Staff's opinion as well.

Mr. Steve Pazilla, Chief Building Inspector, City of North Miami Beach stated that he agrees with the City of Miami also.

Mr. Hamid Dolikhani, City of Miami Beach stated that he agreed with the City of Miami, but Mr. Gioia has a point as well.

Mr. Rusty Carroll, Broward County Representative, stated that in Broward County staff advises Building Officials on how to proceed, sometimes taking into count the Engineer's report first. In addition, he also agrees with Staff's opinion.

Mr. Joseph Patterson informed the members that Mr. Parker suggested that they obtain an engineer's report, but only 25 of the 165 units have a problem. He added that they would like to be able to replace the glass.

Mr. Vincent Cipriano, Glass Engineer, advised the members that he owned a glass manufacturing plant. He mentioned that the major repair would be changing the frames, additionally; the glass should be changed as originally designed. Mr. Cipriano further mentioned that high-rise structures should not be considered in the same mind frame as single-family homes.

Mr. Utterback requested that Mr. Cipriano attend the Subcommittee meeting to provide input.

Mr. John Pistorino remarked that there lies an issue of responsibility and proceeded to provide several scenarios. He then mentioned that in his opinion, if he were replacing 30% of the glass, then he would replace the entire window and frame. Mr. Pistorino further added that the Code does not allow you to test the metal and the glass, there has to be alternate testing for stress.

Mr. Utterback also requested that Mr. Pistorino attend the Subcommittee.

Mr. Douglas Mercado responded that he agreed with Mr. Pistorino and he has experienced that the application changes from city to city.

After much discussion, Mr. Salvador moved to grant the appeal. Chief Fernandez seconded the motion.

Discussion:

Mr. Kurzman stressed again that the City and the Counties have to proceed on the side of safety and most of the failure during these storms were due to impact.

Upon further discussion, Mr. Fernandez-Fraga suggested a friendly amendment restating that they grant the appeal and accept the replacement of glazing within an existing frame as a repair. In addition, the appellant may proceed in accordance with Building Code Compliance Staff's opinion as presented to the Board.

Mr. Salvador accepted the amendment.

Chief Fernandez seconded the motion with the amendment.

Motion carried. (Mrs. Garcia, Mr. Utterback, Mr. Kurzman, Mr. Barnes and Mr. Riley were opposed.)

(For a verbatim version of the aforementioned item, refer to the transcript.)

There being no further business, the meeting was adjourned at 3:05 P.M.

MINUTES OF THE BOARD OF RULES AND APPEALS MEETING ON 03-16-2006

Attendance: Thomas Utterback, VC Richard Horton, CH Jesus M. Gomez Robert Barnes
William Derrer John Kurzman Edward Woodard William Riley
Rolando Diaz Alfonso Fernandez-Fraga

Excused: Carmen Garcia Justin Manuel Arnold Velazquez Gregory Pierce
Chief Virgil Fernandez Enrique Salvador William Strachan, (Ret. Chief)

Staff Present: Maria Arista-Volsky, Asst. County Attorney Michael Goolsby, Acting Secretary to the Board
Yvonne Bell, Recording Secretary

Court Reporter: Janice Aguirre, Metro Dade Court Reporters

The meeting commenced at 1:14 P.M.

MINUTES OF FEBRUARY 16, 2006

The acceptance of the minutes for the **February 16, 2006** meeting did not take place. *The minutes will be placed on the April 20 meeting agenda for approval.*

REGULAR AGENDA TCO/TCC APPEALS

APPEAL #1: TCO EXTENSION, PERMIT No. B0103868, Degnan
APPEAL #2: TCO EXTENSION, PERMIT No. 203017623, Arteaga
APPEAL #3: TCO EXTENSION, PERMIT No. BCO000146, Fine
APPEAL #4: TCO EXTENSION, PERMIT No. 35014515, Rodriguez
APPEAL #5: TCO EXTENSION, PERMIT No. BCO4174/B0000104, Besu

Mr. Woodward moved to grant 90-day extensions for Appeal Nos. 1 – 5 on the regular agenda. Mr. Barnes seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

INTERPRETATION #2: FBC Section 424 – Potable Water Requirements for Swimming Pool Piping

Mr. Jorge Gamoneda, Plumbing, Code Compliance Specialist stated that the Building Code Compliance Office is seeking an interpretation to the Florida Building Code, Section 424 (Potable Water Requirements for Swimming Pool Piping). He explained to the members that this section requires that all plastic pipe used in the recirculation system shall be marked with the manufacturers name, and the piping should meet the standards for potable water. Mr. Gamoneda went on to add that it is Staff's opinion that even though swimming pool water is not intended for drinking, it does come in contact with certain parts of the body, therefore, the water should be deemed potable.

Mr. Fernandez-Fraga remarked that in his opinion the 10ft separation would be a problem. He expressed that he does not see an objectionable result from having a sealed swimming pool.

Mr. Gamoneda stated that a breakage would cause the pipe to be contaminated and your eyes can be affected as well.

Mr. Fernandez-Fraga responded that contamination products would help in this area.

Mr. Diaz stated that the pool is also treated with chemicals.

After some discussion, Mr. Fernandez-Fraga moved that in regards to Section 424 of the Florida Building Code, Potable Water Requirements and Swimming Pool Piping, the water is not potable. Mr. Derrer seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

INTERPRETATION #1: Unsafe Structures – Miami Dade County Code Chapter 8 – Historical Coral Rock House – 900 Collins Avenue, City of Miami Beach

Asst. County Attorney, Maria Arista-Volsky informed the members that Building Code Compliance staff prepared an interpretation on this matter directing members to Section 8-5 of the Miami Dade County Code as it relates to Unsafe Structures. She explained that the

jurisdiction on this matter lies with the Circuit Court Division and her position is that the City of Miami Beach should seek guidance from that venue.

Mr. Tom Velazquez, Building Official, City of Miami Beach stated that this is a complex issue and proceeded to read from Staff's opinion. Mr. Velazquez then requested that he be given the opportunity to review these documents and sort through this case appropriately.

Mrs. Rhonda Montoya-Hasan, City of Miami Beach Attorney, remarked that they are only seeking guidance on the responsibilities of the Building Official; they are not contesting the Unsafe Structures Board Order.

Mr. Velazquez reiterated that he felt comfortable with staff's opinion.

Mr. Stanley Price, Representative for the Owner, noted for the record that they are in agreement with the Asst. County Attorney's opinion that the Board of Rules and Appeals does not have jurisdiction over this matter. In addition, the 120-day expansion, which the Circuit Court gave to the City of Miami Beach, expired today.

Mr. Barnes moved to accept County Attorney's direction on jurisdiction and staff's opinion that was provided to the Building Official. Mr. Diaz seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

REGULAR AGENDA REPORTS

REPORT #1: Certification Subcommittee Report for March 2006

Mr. Gamoneda stated that the following individuals are being recommended for **approval** for **New Certification** for **2006**.

INSPECTOR:

Alonso, Ulises
Alva, Abraham C.
Alvarez, Angel M.

Anglin, Willie C.
Arronte, Miguel T.
Arronte, Ramon L.

Desharnais, George W.

Dieguez, Ernesto
Galvez, Vivian
Hart, John H.

Lapica, Juan E.

Quintana, Osiris
Silva, Edward
Velazquez, Thomas A.

REPRESENTING:

Miami-Dade County
City of Miami Beach
Town of Miami Lakes

Miami-Dade County
City of Miami Gardens
City of Sweetwater

City of Miami Springs

Miami-Dade County
Miami-Dade County
City of Sunny Isles Beach

City of Miami

City of Miami
City of Miami Gardens
City of Miami Beach

DISCIPLINES:

Roofing Inspector (Residential)
Electrical Inspector
Building Inspector (Structural)
Roofing Inspector (Commercial)
Roofing Inspector (Residential)
Electrical Inspector
Plans Examiner Building
Building Inspector (Structural)
Chief Building Inspector
Plans Examiner Building
Roofing Inspector (Commercial)
Roofing Inspector (Residential)
Building Inspector (Structural)
Plans Examiner Building
Roofing Inspector (Residential)
Electrical Inspector
Building Inspector (Structural)
Building Inspector (Structural)
Roofing Inspector (Residential)
Building Inspector (Structural)
Plans Examiner Building
Plans Examiner Structural
Plans Examiner Structural
Plans Examiner Building
Building Official

Mr. Gamoneda further mentioned that the following individual is being recommended for **rejection** for **New Certification** for **2006**.

INSPECTOR:

Alonso, Ulises

(Mr. Alonso does not meet the experience requirement for commercial roofing inspector as per Miami-Dade County Code, Chapter 8, Article 2, Section 8-21.2(4)(c)(3)(aa)(2).

REPRESENTING:

Miami-Dade County

DISCIPLINES:

Roofing Inspector (Commercial)

Upon completion of the Certification Report, Mr. Kurzman moved to accept the report as reported by Mr. Gamoneda. Mr. Derrer seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

REPORT #2: Joint Subcommittee Report on Glass and Glazing

Mr. Utterback briefed the Board members of the outcome of the Subcommittee discussion on glass and glazing replacement. He directed them to the minutes of the subcommittee meeting and further informed them that the discussion would continue on April 4 and they would be notified accordingly.

Mr. Horton then requested that staff assist in assuring that the appropriate language is addressed and the correct code references are identified during complex motions.

DISCUSSION #1: Chairperson and Vice Chairperson Election

Mr. Horton opened the floor for nominations for Chairperson and Vice-Chairperson for the Board of Rules and Appeals.

Mr. Riley then nominated Mr. Horton for Chairperson and Mr. Diaz nominated Mr. Utterback for Vice-Chairperson.

Mr. Kurzman seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

Discussion:

The Asst. County Attorney explained to the members that she reviewed the terms of the Chairperson and Vice-Chairperson for the Board of Rules and Appeals. She then directed them to Section 8-4, Subsection (C) 2 of the Miami Dade County Code, which states, *“The Chairman of the Board of Rules and Appeals shall not serve for more than three one year terms.”*

Mr. Kurzman asked the Asst. County Attorney what if the other members feel that they cannot fully obligate themselves to this position nor have the experience to serve properly as Chairperson for the Board, what will happen then.

Asst. County Attorney, Maria Arista-Volsky remarked that this question is speculative, since this determination has not been reached.

Mr. Riley asked the Attorney does this mean that the vote taken earlier invalid.

The Asst. County Attorney stated it was to her understanding that the motion was made for establishment of the slate, not a vote on the slate.

Mr. Riley stated that he did not make a motion for a slate; he moved to appoint Mr. Horton as the Chairperson.

The Asst. County Attorney reiterated that the code is clear as to the terms of Chairmanship and it is clear in stating that there shall be no more than three one-year terms in this position and they cannot override what is written in the code.

At this time, Mr. Riley suggested that they take a little recess to muster over the information that they just received from the Asst. County Attorney.

The Board took recess from 2:05 P.M. to 2:20 P.M.

Upon returning from recess, Mr. Diaz moved to accept the Asst. County Attorney’s interpretation and withdrew the previous motions to nominate Mr. Horton for Chairperson and Mr. Utterback for Vice-Chairperson. Mr. Riley seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

Mr. Riley then moved to nominate Mr. Derrer for Chairperson. Mr. Gomez seconded the motion. Mr. Diaz then nominated Mr. Horton for Vice-Chairperson. Mr. Fernandez-Fraga seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

Mr. Fernandez-Fraga remarked that there is a need for a procedural monitor, maybe a Sergeant of Arms or Parliamentarian. He then nominated Mr. Utterback for this position. Mr. Diaz seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

NON-AGENDA ITEM #1: Corporate Signs

Mr. Horton informed the members that this item that was originally presented to the Probable Cause and Formal hearing panel. He further added that the owner of Corporate Signs is present to inquire about the revocation of his permitting privileges.

Mr. James Zuniga explained to the Board that notification was sent to him, but the qualifying agent missed the meeting due to a misunderstanding of the date of the hearing. Mr. Zuniga further explained that he thought the meeting was February 20 and upon this mishap, he made a call to Mr. Vuelta. He then began to explain that there are actually 17 permits, and to-date eight permits are closed due to them no longer being in existence and the remaining permits are being taken care of.

Mr. Utterback gave a brief overview to the members that are not on this committee as to how the Probable Cause and Formal Hearing proceedings are conducted.

Mr. Riley questioned that maybe they should wait until Mr. Vuelta is present to hear this item, since he is the one that oversees the enforcement.

Mrs. Kathy Charles, Building Code Compliance Office, went to the podium and explained that notification was sent to the address of record, but he did not receive the notice at his forwarding address until after the hearing. However, service was attempted on behalf of the Building Code Compliance Office. Mrs. Charles further explained that service is obtained once the post office stamps the certified mail slip that they received these items to deliver; they then return this slip to the department for record purposes.

Mr. Horton explained to Mr. Zuniga that the Miami Dade County Building Department brought this case to the Probable Cause hearing and even with him missing the hearing; he still should have tried to contact someone earlier about these circumstances.

Mr. Fernandez-Fraga asked Mrs. Charles about the notification requirements.

Asst. County Attorney further reiterated the statement of Mrs. Charles and commented that sometimes the green card is not returned to the Office in time for the hearing and at this point proof of service is satisfactory through the return of the certified mail receipt.

Mr. Barnes commented that in his view Mr. Zuniga was served and notified on this matter.

After some discussion, Mr. Gomez remarked that there was some neglect on Mr. Zuniga's behalf, but the fact remains that these permits have to be closed. He indicated that the Board's focus was on obtaining compliance. Mr. Gomez moved not to alter the guilty finding, but reinstate his permitting privileges for 60 days in order for him to close out these permits based on the progress indicated. Mr. Diaz seconded the motion.

Discussion:

Mr. Horton stated that Mr. Zuniga should first pay the administrative fees, prior to reinstating his permitting privileges.

Mr. Gomez accepted this amendment and incorporated it into his motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

There being no further business, the meeting was adjourned at 2:40 P.M.

MINUTES OF THE BOARD OF RULES AND APPEALS MEETING ON 04-20-2006

Attendance: Richard Horton, VC Thomas Utterback Jesus M. Gomez Robert Barnes
John Kurzman Edward Woodard William Riley Rolando Diaz
Carmen Garcia Gregory Pierce Chief Virgil Fernandez Enrique Salvador
Alfonso Fernandez-Fraga William Strachan, (Ret. Chief)

Excused: William Derrer, CH Justin Manuel Arnold Velazquez

Staff Present: Maria Arista-Volsky, Asst. County Attorney Michael Goolsby, Acting Secretary to the Board
Yvonne Bell, Recording Secretary

Court Reporter: Janice Aguirre, Metro Dade Court Reporters

The meeting commenced at 1:20 P.M.

MINUTES OF FEBRUARY 16 AND MARCH 16, 2006

Mr. Horton requested a motion to approve the minutes of the **February 16 and March 16, 2006** board meetings.

Mr. Pierce moved to accept the minutes of the February and March meetings. Mr. Woodward seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

REGULAR AGENDA TCO/TCC APPEALS

APPEAL #1: TCO EXTENSION, PERMIT No. 02-5023506/03-5008830, Caborrocas

Mr. David Caborrocas, Executive, Vice-President explained to the members that they have an agreement with Water and Sewer Administration (WASA) to install a new 12" water line. Mr. Caborrocas further remarked that they are working with the Fire Marshall, who has inspected everything as well.

Chief Virgil Fernandez provided further explanation on this issue and informed the members that the agreement was for them to tap into the six-inch water main.

Mr. Jose Ferras, City of Miami, Building Official requested that the Board grant a 30-day extension to allow the Fire Marshall to be able to attend the next hearing and provide the specifics behind these circumstances.

Mr. Caborrocas remarked that a three-month extension would assure that everything is taken care of.

For discussion purposes, Mr. Utterback granted a 30-day extension. Mr. Salvador seconded the motion.

Discussion:

Chief Fernandez informed the members that at the present moment, the building is in a safe condition, but the initial extension was granted with the condition that they would tap into the six-inch water main.

Mr. Kurzman asked about the protection elements in place at this location in the event of a fire.

Chief Fernandez replied that the Water and Sewer Administration replied that they would have to use salt water, but there is adequate protection in place. Chief Fernandez concluded that the well was approved; it is the salt water that cannot be used.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

APPEAL #2: TCO EXTENSION, PERMIT No. B0300241, Digulimio

Mr. Monty Taylor, Representative for Scott Digulimio, was present at the hearing.

After some discussion, Mr. Kurzman moved to grant a 90-day extension from today. Chief Fernandez seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

APPEAL #3: TCO EXTENSION, PERMIT No. B0300240, Digulimio

Mr. Monty Taylor, Representative for Scott Digulimio, was present at the hearing.

After some discussion, Mr. Barnes moved to grant a 90-day extension. Mr. Pierce seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

APPEAL #4: TCO EXTENSION, PERMIT No. B0001111/BCO04169, Sanger

Mr. Dan Sanger was present and stated that another test and balance of the mechanical system (air only) was requested, therefore, additional time is needed.

After some discussion, Mr. Utterback moved to grant a 60-day extension for the above-mentioned permit number. Mr. Woodward seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

APPEAL #5: TCO EXTENSION, PERMIT No. B00696, Siffin

Mr. Mark Siffin was present and informed the members that he was working with the Planning Department, who requested that they change to the flat bar design.

Upon discussion, Mr. Barnes moved to grant a 90-day extension. Mr. Pierce seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

Mr. Kurzman informed the Chairman that he needed to recuse himself from the next appeal and left the room.

Mr. Pierce left the room.

APPEAL #6: TCO EXTENSION, PERMIT No. B0000103, Miles

Mr. Joseph Miles informed the members that the TCO request is secondary to the Notice of Violation (NOV) issue, which he was advised by BCCO staff that this too would be addressed today as well.

Asst. County Attorney advised the members that the only item before them today was the request for an extension of the TCO.

Mr. Miles commented that the TCO expired in July of 2005 and requested 90-days.

After some discussion, Mr. Salvador moved to grant a 60-day extension. Chief Fernandez seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

Mr. Kurzman and Mr. Pierce returned to the meeting.

APPEAL #7: TCO EXTENSION, PERMIT No. 2003-076955, Arteaga

Mr. Mark Damico, Representative for Juan Arteaga, advised the members that the extension is for the Admirals Club Project. The extension is due to a temporary egress entry at the second floor lobby.

Mr. Utterback moved to grant a 90-day extension. Mr. Barnes seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

REGULAR AGENDA APPEAL

APPEAL #1: APPEAL OF BUILDING OFFICIAL: City of Aventura, Bonavista Condominium, 3375 N. Country Club Drive, Permit #04-00000931, FBC 2004 High Velocity Code, Re-Installation of Roll-up Shades

Mr. Steve Young, Special Engineer of the project, stated that this project is an 18-story, 150-unit condominium that is currently going through concrete restoration. He advised the members that the project was permitted in 2004 and on May 23, 2005, the City of Aventura wrote them a letter indicating that they were to cease the re-installation of the sunshades. Mr. Young further explained that the sunshades are made of aluminum and should have been installed prior to May.

Mr. Horton directed the members to Staff's opinion, which indicate that these sunshades became large missile debris, creating a dangerous condition to the units itself and to the nearby structures.

Mr. Mariano Fernandez, Building Official, City of Aventura, remarked that they did let homeowners install these sunshades, but now the City Manager is not allowing them to continue to install these products, due to safety hazards.

A Homeowner Association board member was present and remarked that many homeowners' are adding the sunshades to avoid the sun and rain. She went on to add that they are in the process of sending letters to the homeowner's instructing them that they must secure their sunshade in the event of a storm.

Mr. Fernandez responded that his goal is to assure that everyone is safe.

After some discussion, Mr. Riley moved to grant the appeal and allow the homeowner to continue to install the non-structural sunshades. Mr. Gomez seconded the motion.

Motion carried. (Mrs. Garcia, Mr. Diaz, Salvador and Chief Fernandez were opposed.)

(For a verbatim version of the aforementioned item, refer to the transcript.)

APPEAL #2: APPEAL OF BUILDING OFFICIAL: City of Coral Gables, 1545 Trevino Avenue, Installation of Recirculating Pool Piping on Top of the Septic Tank/Drain Field

Mr. Michael Garcia informed the members that he has had an open hole since September of 2005 and the City of Coral Gables has yet to cite the contractor.

Mr. Gerardo Urgelles, City of Coral Gables commented that this case also involved the Department of Health Inspection; he began to explain that when the plans were approved the septic tank was shown at a specific location.

Mr. Jorge Gamoneda stated that the plans illustrate that the piping is outside of the area and mentioned to the members that this area of concern was addressed at the Plumbing Chiefs meeting in March. Mr. Gamoneda informed them that they felt that "swimming pool piping is considered potable."

Mr. Diaz expressed his concerns and stated that he believed this was a contractual issue between the homeowner and the contractor.

Mr. Garcia remarked that he would like to have the pipes removed.

Mr. Urgelles informed the Board that the inspection was approved by the City of Coral Gables with them not being aware that the septic tank was there. He added that the homeowner now has to address the drain field, but the pipe over the septic tank has to be removed before a final inspection is conducted.

Mr. Garcia asked the members if the water in fact is potable.

Mr. Utterback responded that the Board rendered a decision previously that the pool water is not deemed potable.

After much discussion, Mr. Horton moved to uphold the Building Official's that the pool water is not potable and his recommendation that the installation of the recirculating pool piping on top of the septic tank must be relocated. Mr. Kurzman seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

REGULAR AGENDA REPORTS

REPORT #1: Certification Subcommittee Report for April 2006

Mr. Salvador stated that the following individuals are being recommended for **approval** for **New Certification** for **2006**.

INSPECTOR:
Blanco, Linda S.

REPRESENTING:
City of Coral Gables

DISCIPLINES:
Building Inspector (Structural)
Plans Examiner Building

Bleasdel, Dexter C.	Miami Dade County	Roofing Inspector (Residential)
Bolaños, Enrique	Miami-Dade County	Roofing Inspector (Residential)
Bolt, Peter M.	Miami-Dade County	Roofing Inspector (Residential)
De Leon, Samuel	City of Sunny Isles Beach	Building Inspector (Structural)
De Zayas, Eduardo	City of Aventura	Plans Examiner Structural
Deville, Jean S.	Miami-Dade County	Roofing Inspector (Residential)
Diaz, Guillermo	Miami-Dade County	Roofing Inspector (Residential)
Dube, Jr., Lionel E.	City of Homestead	Building Inspector (Structural)
		Roofing Inspector (Residential)
Errickson, Spencer P.	Miami-Dade County	Roofing Inspector (Residential)
Fatora, Robert J.	Miami-Dade County	Roofing Inspector (Residential)
Figueroa, Andres B.	Miami-Dade County	Roofing Inspector (Residential)
Garcia, Alejandro Q.	Miami-Dade County	Roofing Inspector (Residential)
Gomez, Flavio J.	Miami-Dade County	Roofing Inspector (Residential)
Gomez, Juan A.	Village of El Portal	Building Inspector (Structural)
		Plans Examiner Building
Hernandez, Luis B.	Miami Dade County	Roofing Inspector (Residential)
Kuiper, Robert L.	Miami-Dade County	Roofing Inspector (Residential)
Maruri, Miguel A.	Miami-Dade County	Roofing Inspector (Residential)
Nisr, Nabil	Miami-Dade County	Roofing Inspector (Residential)
Palacio, Eliezer	City of Opa-Locka	Building Official
Rousseau, Jose M.	Miami-Dade County	Roofing Inspector (Residential)
Sariego, Jorge L.	City of North Miami	Mechanical Inspector
Suleman, Christopher	Miami-Dade County	Roofing Inspector (Residential)
Torre, Gerardo L.	Miami-Dade County	Roofing Inspector (Residential)
Valderrama, Freddy	Miami-Dade County	Roofing Inspector (Residential)
Valle, Juan C.	Miami Dade County	Roofing Inspector (Residential)
Vega, Orlando	Miami-Dade County	Roofing Inspector (Residential)
Viciedo, Adalberto M.	City of Aventura	Plans Examiner Structural
	Village of Palmetto Bay	Plans Examiner Structural
Viñas, Tony G.	Miami-Dade County	Roofing Inspector (Residential)

Mr. Gamoneda informed the members that Mr. Dexter Bleasdel, Mr. Luis Hernandez and Mr. Juan Valle are to be removed from the New Certification list for Roofing Inspector (Residential).

Upon review of the New Certification list for 2006, Mr. Gomez moved to accept the list with the amendment as mentioned by Mr. Gamoneda. Mr. Barnes seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

Mr. Salvador further mentioned that the following individual was being recommended for **rejection** for **New Certification** for **2006**, was being removed from the rejection list. The Certification Subcommittee is taking into consideration his exam, which was taken in 2004.

<u>INSPECTOR:</u>	<u>REPRESENTING:</u>	<u>DISCIPLINES:</u>
Deso, Jr. David	City of Hialeah	Plans Examiner Mechanical Res.
(Mr. Deso does not have the required one-year experience under his CMC license as required for Residential Plans Examiner.)		

Mr. Gomez then moved to grant Mr. Deso New Certification and Mr. Woodward seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

DISCUSSION #1: Hip and Ridge Roof Tile Installation

Mr. Kenny Everett, Unincorporated Miami Dade County, addressed the members if they could provide a specific direction on the hip and ridge roof tile installation. He explained that many roofs will be installed now prior to Hurricane Season and there needed to be some interim remedy in place to address some deficiencies.

Mr. Pierce advised the members that he has done some research and it looks like they do not have a choice in this matter, since the options are available in the current code. He explained that the intent is to comply with the wind load requirements.

Mr. Goolsby responded that BCCO has submitted changes to the Florida Building Commission to eliminate Option A of 3.10 Hip and Ridge Installation guidelines. He went on to inform them that it would be addressed at the May Florida Building Commission meeting and if it passes it would be implemented in November.

Mr. Utterback commented that he understands this will be addressed, but felt that something needed to be done immediately.

Mr. Mark Zehnal, Building Code Compliance Office suggested to the members that perhaps they could recommend to the Building Official's that roof contractors use one of the other options that are available, until the elimination of Option A becomes law.

Mr. Goolsby offered a suggestion that the Board could recommend to Building Officials that mortar set hip and ridge caps be testing in accordance with TAS 106 until Option A is removed from the Code.

Upon discussion, Mr. Utterback moved to send this item to the Roofing Subcommittee, as well as the appropriate industry affiliate. Also, prior to these meetings staff is to prepare a draft for discussion on this area of concern. Mr. Diaz seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

REPORT #2: Joint Subcommittee Report on Glass and Glazing

Mr. Horton reminded the members that this was an area of discussion where the Building Official needed clarity on how to address these glass and glazing issues.

Mr. Goolsby informed the members that the Broward Board of Rules and Appeals Board would be meeting tonight and language will be presented to them accordingly.

Mr. Horton then asked if there was any discussion on the motions as written.

Mr. Ferras asked about the 25% rule, as FEMA sets the standards in this area.

Mr. Goolsby responded that any threshold percentage would require a code change.

Mr. Diaz informed the members that he felt that they have gone as far as they can and yet remain compliant with the code.

Mr. Horton expressed the need to have a regular Building Subcommittee on these issues and to address other items that need code changes or modifications.

Mr. Goolsby concurred with Mr. Horton on establishing an ongoing Subcommittee to address these areas of concern.

After some discussion, Mr. Diaz moved to accept the minutes of the Joint Subcommittee with the interpretation language as modified by Staff. Mr. Utterback seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

REPORT #3: 2004-2005 Biannual Board Report

Mr. Horton opened the floor for discussion on the Bi-annual Board Report for 2004-2005. He pointed out to the members that the Commissioners have requested a Board mission statement, which has been provided by the Building Code Compliance Office.

Mr. Gomez inquired about the membership terms, as he has noticed from the Members List that a number of the members seated on the Board are serving under expired terms.

Mrs. Kathy Charles, Building Code Compliance Office, clarified that the County Attorney's Office has determined that the advisory Board members, in fact, can continue on the Board until they are replaced or reappointed for continuity sake. Therefore, the pending reappointments would not prevent the members from sitting on the Board.

Upon some discussion, Mr. Kurzman moved to accept the Biannual Report for **2004-2005** with the typographical corrections indicated. Mr. Utterback seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

INFORMATION:

Mr. William Strachan announced to the members that he would be resigning from the Board of Rules and Appeals. He informed them that next month would be his last meeting. He thanked them for the many memories as a member of the Board of Rules and Appeals.

The members wished him well and congratulated him on his retirement from the Board.

There being no further business, the meeting was adjourned at 3:21 P.M.

MINUTES OF THE BOARD OF RULES AND APPEALS MEETING ON 05-18-2006

Attendance: William Derrer, CH Richard Horton, VC Jesus M. Gomez Robert Barnes
John Kurzman Rolando Diaz Chief Virgil Fernandez Enrique Salvador
William Strachan, (Ret. Chief) Alfonso Fernandez-Fraga Justin Manuel

Excused: Thomas Utterback Arnold Velazquez Carmen Garcia Gregory Pierce
Edward Woodard William Riley

Staff Present: Maria Arista-Volsky, Asst. County Attorney Herminio F. Gonzalez, Secretary to the Board
Yvonne Bell, Recording Secretary

Court Reporter: Janice Aguirre, Metro Dade Court Reporters

The meeting commenced at 1:12 P.M.

MINUTES OF APRIL 20, 2006

Mr. Derrer requested a motion to approve the minutes of the **April 20, 2006** board meeting.

Mr. Diaz moved to accept the minutes of the April meeting. Mr. Kurzman seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

REGULAR AGENDA APPEAL

APPEAL #1: APPEAL OF BUILDING OFFICIAL: City of Miami Beach, The Continuum, 100 South Pointe Drive, Permit #B0000103, Stop Work Order/Notice of Violation

Mr. Derrer informed the members that the attorney has requested that this appeal be **deferred**; a letter referencing this request was made available to the members.

REGULAR AGENDA TCO/TCC APPEALS

APPEAL #1: TCO EXTENSION, PERMIT No. 03020193, Tobin

Mrs. Linda Johnson was present on behalf of Roger Tobin.

After some discussion, Mr. Kurzman moved to grant a 90-day extension. Mr. Diaz seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

APPEAL #2: TCO EXTENSION, PERMIT No. 2002109075, Gonzalez

Mr. John Thompson was present on behalf of Mr. Juan Gonzalez.

After some discussion, Mr. Diaz moved to grant a 90-day extension. Mr. Kurzman seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

APPEAL #3: TCO EXTENSION, PERMIT No. BCO2135/BCO2136/BCO3158

Mrs. Suzanne Besu was present and requested a 90-day extension for New Florida Properties.

Mr. Richard McConahie, City of Miami Beach stated that the Building Official is limiting the timeframe to 30-days on all TCO extensions. He added that the Building Official wants the developer and the contractor to explain exactly what they needed to obtain compliance.

After some discussion, Mr. Diaz moved to grant a 30-day extension from June 5th. Mr. Kurzman seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

Mr. Diaz rescued himself from the next item and left the room.

APPEAL #4: TCO EXTENSION, PERMIT No. B0505039/B9902057, Reyes

Mr. Gino Falsetto advised the members that there were some deficiencies within the building, but they are working on them. He then asked the members for a 90-day extension to take care of about eight pending items at this site.

Mr. Herminio Gonzalez brought to the members' attention that the TCO had been expired since February 23, 2006. Therefore, two TCO extensions needed to be granted to bring them up to date.

After some discussion, Mr. Salvador moved to grant a 30-day extension from February 23. Chief Fernandez seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

Chief Fernandez then moved to grant a 30-day extension from today. Chief Fernandez seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

Mr. Diaz returned to the room.

APPEAL #5: TCO EXTENSION, PERMIT No. BCO05186, Hornberger

Mr. Andrew Frey explained to the Board that they are working on addressing some items with the Historic Preservation Board; however, they would be receiving the final signoff from the Planning Department today. He then requested a 30-day extension for the Victor Hotel.

Upon discussion, Mr. Horton moved to grant a 30-day extension from the date of expiration. Mr. Kurzman seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

APPEAL #6: TCO EXTENSION, PERMIT No. BCO05181, Hornberger

Upon discussion, Mr. Horton moved to grant a 30-day extension from the date of expiration. Mr. Kurzman seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

APPEAL #7: TCO EXTENSION, PERMIT No. BCO05187, Hornberger

Upon discussion, Mr. Horton moved to grant a 30-day extension from the date of expiration. Mr. Kurzman seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

REGULAR AGENDA REPORTS

REPORT #1: Certification Subcommittee Report for May 2006

Mr. Salvador stated that the following individuals are being recommended for **approval** for **New Certification** for **2006**.

INSPECTOR:

De Zayas, Eduardo
Jaffe, Richard L.
Maltby, Wesley C.

Quintana, Osiris

Rodriguez, Jesus R.

Schad, Michael A.

REPRESENTING:

City of Doral
Miami-Dade County
City of Florida City

City of Miami

City of Miami

City of Miami Beach

DISCIPLINES:

Plans Examiner Structural
Mechanical Inspector
Building Official
Chief Building Inspector
Building Inspector (Structural)
Plans Examiner Building
Building Inspector (Structural)
Roofing Inspector (Residential)
Building Inspector (Structural)

Upon discussion, Mr. Salvador moved to accept the list. Mr. Diaz seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

DISCUSSION: Safety of Construction Cranes

Mr. Derrer informed the members that he wanted to discuss the Safety of Construction Cranes and the recent incident, where workers lost their lives. He commented that Commissioner Audrey Edmondson has scheduled a meeting on May 24 at 10:00 A.M. to address this area of concern.

Mr. Kurzman responded that he would like to know what the failure was and perhaps review the Engineer's Report.

Mr. Horton informed the members that he was also invited to this meeting as well. He stated that in his opinion the threshold inspector should be responsible for inspecting this area. Mr. Horton further mentioned that however some companies do maintain their equipment.

Chief Fernandez asked the members exactly what would they be enforcing.

Mr. Derrer responded that at the moment, there is nothing in the Code that regulates cranes, but the Committee consists of a group of professionals put together to make a recommendation. He further added that he could not make the meeting, but would like representation from the Board of Rules and Appeals.

Mr. Herminio Gonzalez reminded the members that they are charged with trying to establish uniformity within the jurisdictions. He mentioned to the members that Staff has done some research on this area and perhaps they should hear from them.

Mr. Iqbal Shaikh, Building Code Compliance Office informed the members that he did not know the specifics behind the incident that Mr. Kurzman is speaking of, but in his opinion these cranes are under designed.

Mr. Ferras informed the members that he has done a lot of research on cranes, which are self-regulated because it is a piece of equipment. He also found through his research that only three companies in the country inspect them.

Mr. Fernandez-Fraga suggested that perhaps they should look into how Carnival equipment is regulated.

Mr. Ferras further informed the members that OSHA only reviews the reports; they do not climb the cranes to inspect them.

Mr. Derrer remarked that the Code is silent and stressed once again that these concerns will be addressed at the meeting on May 24.

Chief Fernandez asked about the type of expertise needed to inspect this equipment.

Mr. Ferras responded that he does not think his inspectors can do this inspection, as this is a very specialized area.

Mr. Horton commented that they would have to hire a special inspector.

Chief Fernandez expressed the need for industry to be involved in these meetings as well.

After some discussion, Mr. Derrer suggested that this area of concern be addressed at the Building Subcommittee meeting prior to the next Board of Rules and Appeals hearing. He further advised Mr. Ferras that he would like to review the forensic report on the incident within his jurisdiction.

PRESENTATION: Retiring of Chief William Strachan

Mr. Horton asked that Chief Strachan come to the podium to receive a plaque in his name for his recognized membership to the Board of Rules and Appeals. He thanked him for all of his dedication and time to the Board.

At this time, Jennifer Messemer, Public Information Officer, took pictures of Chief Strachan with the Board members.

INFORMATION #1: Happy Birthday to Mr. John Kurzman

Mr. Derrer took the opportunity to wish Mr. Kurzman a Happy Birthday.

The members recognized him and wished him many more.

INFORMATION #2: Review of Standing Subcommittees

Mr. Derrer informed the members that he would like to address some of the Standing Subcommittees of the Board of Rules and Appeals and place individuals in the areas that needed additional members. He proceeded with the Certification Subcommittee and asked for additional members to this meeting. Mr. Diaz and Mr. Kurzman stated that they would attend these meetings.

Mr. Derrer then visited the Formal Hearing meeting. Mr. Kurzman was added to this subcommittee, he informed the members that he is out of town a lot, but he would try to attend as many meetings as possible.

NON-AGENDA ITEM: City of Miami, 717 N.E. 27 Street

Mr. Jose Ferras, Building Official, City of Miami informed the members that the above-mentioned item was to be added to the agenda for today's hearing. He explained that they received a 30-day extension at the last hearing, but he had requested that this item be revisited to allow the Fire Marshall to attend the hearing and provide the specifics behind this case.

After some discussion, Chief Fernandez moved to grant a 30-day extension. Mr. Salvador seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

There being no further business, the meeting was adjourned at 2:09 P.M.

MINUTES OF THE BOARD OF RULES AND APPEALS MEETING ON 06-15-2006

Attendance: William Derrer, CH Richard Horton, VC Thomas Utterback Jesus M. Gomez
Robert Barnes John Kurzman Rolando Diaz Chief Virgil Fernandez
Enrique Salvador William Riley Alfonso Fernandez-Fraga Carmen Garcia

Excused: Arnold Velazquez Gregory Pierce Edward Woodard Justin Manuel

Staff Present: Maria Arista-Volsky, Asst. County Attorney Michael Goolsby, Secretary to the Board
Yvonne Bell, Recording Secretary

Court Reporter: Janice Aguirre, Metro Dade Court Reporters

The meeting commenced at 1:20 P.M.

MINUTES OF MAY 18, 2006

The acceptance of the minutes for the **May 18, 2006** meeting did not take place.
(*The minutes will be placed on the July 20 meeting agenda for approval.*)

ANNOUCEMENT

Prior to starting the meeting, Mr. Derrer informed the members that Michael Goolsby was awarded the Building Official of the Year by the South Florida Building Officials Association.

REGULAR AGENDA APPEAL

Mr. Kurzman recused himself from hearing the following appeal.

APPEAL #1: APPEAL OF BUILDING OFFICIAL: City of Miami Beach, The Continuum, 100 South Pointe Drive, Permit #B0000103, Stop Work Order/Notice of Violation

Mr. David Haber, Representative of the Unit Owners, informed the Board that the current unit owners bought these properties two and a half years ago and currently the structure is on its fourth contractor. He informed the members that previous extensions were requested by the developer, not the Association, who took over in December of 2003.

Mr. Haber further indicated that they would like the Board to rescind the Notice of Violation (NOV) to the owner and request that the developer finish the job.

Mrs. Rhonda Montoya-Hasan, Senior City Attorney, advised the members that the City issued a Notice of Violation to the owner in February 2006. She explained that the TCO has been expired since July 2005 and there has not been any fees paid for permits and extensions. Mrs. Montoya-Hasan further added that the master permit remains active until October 2006 and a roofing permit was also issued. She indicated that the Association took control in late 2003, early 2004.

Mr. Fernandez-Fraga asked what exactly needed to be completed.

Mrs. Montoya-Hasan responded that there is a punch list of items, but it is minimal.

Mr. Goolsby stated that the Board could not determine the issue of ownership. He indicated that the Building Official could issue a Notice of Violation to the owner of the property. Mr. Goolsby added that more importantly, this issue may need to be resolved as a civil matter.

Asst. County Attorney Maria Arista-Volsky asked the City Attorney whether they were in litigation at this time. She then asked what relieved the developer from responsibility.

Mrs. Montoya-Hasan stated that the City is not in litigation with any of the parties and reiterated that Notice of Violations are sent to the owner of the property, which can be done under the Florida Building Code.

After further discussion, Mr. Riley moved to modify the Building Official's decision issuing a Notice of Violation (NOV) to the Continuum on South Beach Condo Association for an expired Temporary Certificate of Occupancy. In doing so, the Board ruled that the NOV should be issued to the Condominium Association and the Building Developer. Chief Fernandez seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

Chief Fernandez then moved to hear the Emergency Agenda Discussion item, given that there appeared to be a resolution to the problem. Mr. Salvador seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

EMERGENCY AGENDA

DISCUSSION #1 – Status of TCO Extension/717 N.E. 27 Street

Mr. Ferras gave a background history of the extension for the above-mentioned property.

Mr. David Cabarrocas informed the members that they are in agreement with the Fire Marshall and requested a 90-day extension to resolve the matter.

Chief Fernandez moved to grant an emergency TCO extension for 30-days for them to submit the paperwork for the next meeting to request an extension. Mr. Salvador seconded the motion.

Mr. Horton suggested that at the next hearing, a layout plan for compliance is readily available for the members.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

REGULAR AGENDA APPEAL

APPEAL #2: APPEAL OF BUILDING OFFICIAL: City of Miami, Platinum Condominium, 480 N.E. 30 Street, FBC 1012.1.2, Requirements for Governing of Exterior Door

Mr. Julio Diaz informed the members that the issue is regarding a swimming pool deck, where there is an outside stair and inside fire stair and this is where the question of the doors arises.

Mr. Diaz further remarked that it would be acceptable to them, if there was a door that met these requirements.

Mr. Jose Ferras, Building Official City of Miami informed the members that this appeal was denied due to the Notice of Acceptance requirements. He went on to add that the Fire Marshall requested that the doors swing in the direction of travel. Mr. Ferras further added that he was informed that there are 25 commercial doors available.

Mr. Jaime Gascon, Chief, Product Control Division informed the members that there are some devices that are panic resistance and additional locks or shutter protection may need to be used.

After some discussion, Mr. Fernandez-Fraga moved to grant the appeal. He further added that the approval is subject to the Fire Departments approval and a product approved door that swings in the direction of travel. Mr. Utterback seconded the motion.

Upon further discussion, Mr. Diaz withdrew his appeal to work with the Building Official on this issue.

REGULAR AGENDA TCO/TCC APPEALS

APPEAL #1: TCO EXTENSION, PERMIT No. BCO000146, Fine

Mr. Cliff Schulman requested a 30-day extension for the final stages of Sunset Harbour.

After some discussion, Mr. Kurzman moved to grant a 90-day extension. Mr. Horton seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

APPEAL #2: TCO EXTENSION, PERMIT No. 02-50160046, Fine

Mr. Patrick Range requested an extension and advised the members that there are some minor repairs to be completed.

After some discussion, Mr. Salvador moved to grant a 90-day extension. Mr. Riley seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

APPEAL #3: TCO EXTENSION, PERMIT No. 01-5010199, Fine

Mr. Patrick Range requested an extension and advised the members that there are some minor repairs to be completed.

After some discussion, Mr. Salvador moved to grant a 90-day extension. Mr. Chief Fernandez seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

APPEAL #4: TCO EXTENSION, PERMIT No. 2003017623, Arteaga

Representation for this TCO request was not present at the hearing.

After some discussion, Chief Fernandez moved to grant a 90-day extension. Mr. Salvador seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

APPEAL #5: TCO EXTENSION, PERMIT No. 03030130, Muhina and Fernandez-Rodriguez

Mr. Eduardo Muhina was present at the hearing for this item.

Upon discussion, Mr. Horton moved to grant a 90-day extension. Mr. Salvador seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

REGULAR AGENDA REPORTS

REPORT #1: Certification Subcommittee Report for June 2006

Mr. Salvador stated that the following individuals are being recommended for **approval** for **New Certification** for **2006**.

INSPECTOR:

Berry, John T.
Bistolfi, Juan A.
Cabrera, Suramy
Flingos Jr., Thomas P.

Fucini, Peter R.

Goldfarb, Michael

Jones, Lloyd N.

Medina Erick

Perez, Rudy G.

Rodriguez, Raul V.

Rubi, Richard

Salazar, Manuel A.
Wallace, Robert

REPRESENTING:

City of Miami Beach
City of Miami Beach
Miami-Dade County
City of South Miami

City of Homestead

Miami-Dade County

Town of Medley

City of Hialeah
City of Opa-Locka

City of Coral Gables

Village of El Portal
Village of Palmetto Bay
City of Hialeah Gardens

City of Aventura
City of Doral

DISCIPLINES:

Building Inspector (Structural)
Building Inspector (Structural)
Plans Examiner Structural
Chief Electrical Inspector
Plans Examiner Electrical
Chief Electrical Inspector
Electrical Inspector
Plans Examiner Electrical
Plans Examiner Electrical (Res)
Roofing Inspector (Commercial)
Roofing Inspector (Residential)
Electrical Inspector
Plans Examiner Electrical
Roofing Inspector (Commercial)
Building Inspector (Structural)
Roofing Inspector (Residential)
Plans Examiner Plumbing
Plumbing Inspector
Roofing Inspector (Residential)
Roofing Inspector (Residential)
Building Inspector (Structural)
Plans Examiner Building
Roofing Inspector (Commercial)
Mechanical Inspector
Mechanical Inspector
Plans Examiner Mechanical

Mr. Jorge Gamoneda, Building Code Compliance Office, informed the members that a correction for Erick Medina needed to be made to remove him from the City of Hialeah of which he has resigned.

Upon some discussion, Chief Fernandez moved to recommend those listed for New Certification, with the correction as mentioned by Mr. Gamoneda. Mr. Kurzman seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

Mr. Salvador stated that the following individuals are being recommended for **approval** for **De-Certification** for **2006**.

INSPECTOR:

Cline, Wiley R.

(Has not obtained his Standard Inspector License from the Department of Business and Professional Regulation, and his Provisional Plumbing Inspector License PPI319 expired on June 9, 2006).

Martin, John F.

REPRESENTING:

City of Homestead

City of Homestead

DISCIPLINES:

Plumbing Inspector

Chief Electrical Inspector

Electrical Inspector

Plans Examiner Electrical

(Has not obtained his Standard Inspector or Standard Plans Examiner Licenses from the Department of Business and Professional Regulation, his Provisional Commercial Electrical Inspector License PCE334 will expire on June 10, 2006 and his Provisional Electrical Plans Examiner PEP221 will expire on June 15, 2006).

Upon some discussion, Chief Fernandez moved to recommend the De-Certification for those listed above. Mr. Gomez seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

EMERGENCY AGENDA CONT...

TCO/TCC APPEALS

APPEAL #1: TCO EXTENSION, PERMIT No. BCO2135/BCO3158, Besu

Mr. Bob de la Fuente was present on behalf of New Florida Properties and requested an extension.

After some discussion, Mr. Salvador moved to grant a 30-day extension. Chief Fernandez seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

REGULAR AGENDA CONT...

DISCUSSION #1: Shingle Recover Guidelines

Mr. Goolsby informed the members that in anticipation of the Hurricane season, there is a need to review the Shingle Recover Guidelines. He added that the guidelines are to produce uniformity and represent some basic information that could be used throughout the County.

Mr. Kurzman commented that he has no objection to these guidelines, but they need to take into consideration the wind load increase.

Mr. Goolsby responded that this issue is addressed during the permitting process.

Upon some discussion, Mr. Kurzman moved to accept the guidelines. Mr. Utterback seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

DISCUSSION #2: Expired Swimming Pool Permits

Mr. Derrer gave a background history of this issue and proceeded to explain that this came about from the Probable Cause Panel and Formal Hearing. He informed the members that once the case is sent to the Panel to address, only the contractor is notified of the hearing. Mr. Derrer asked the members for guidance on how to assure that the homeowner is made aware of these hearings and once the contractor has been found guilty, assure that compliance is obtained.

Mr. Gomez commented that the main concern was life safety and he feels that the Notice of Violation should be sent to both the homeowner and the contractor.

Mr. Kurzman asked the Asst. County Attorney whether a fine to the homeowner and the contractor could be issued.

Asst. County Attorney Maria Arista Volsky indicated that they do not have the authority to issue a fine to the homeowner.

Mr. Eddie Fernandez, Building Code Compliance Office (Building), commented that the pool barrier has to be installed at the time of the final inspection. He further informed the members that the barrier must also be in place before the pool is filled with water.

Mr. Horton stated that they should also be made to show proof of a contract for the installation of a barrier.

Mr. Gomez clarified that they would like to assure that the homeowner is notified of the life safety issue at their premises.

Asst. County Attorney stated that the Board could only send notification; however, they cannot enforce that the homeowner attend the hearing.

Mr. Barnes suggested doing away with of the affidavit relieving the contractor of securing the pool.

Upon much discussion, Mr. Derrer suggested to defer this discussion to the September meeting and to send notice to all Building Official's and the appropriate industry.

DISCUSSION #3: BORA Standing Subcommittees

Mr. Derrer asked that the members look at the Standing Subcommittees list and decide whether they want to continue on a particular subcommittee or be removed.

Mr. Gomez stated that he could be added to the Roofing Subcommittee, replacing Mr. Derrer.

INFORMATION #1: Asst. County Attorney Maria Arista-Volsky

Asst. County Attorney Maria Arista Volsky provided the members with a courtesy reminder that the Financial Disclosure filing deadline is July 1st.

Mr. Derrer urged the members to take care of this matter.

There being no further business, the meeting was adjourned at 2:55 P.M.

MINUTES OF THE BOARD OF RULES AND APPEALS MEETING ON 07-20-2006

Attendance: William Derrer, CH Richard Horton, VC Thomas Utterback Robert Barnes
John Kurzman Rolando Diaz Chief Virgil Fernandez Enrique Salvador
William Riley Carmen Garcia Alfonso Fernandez-Fraga

Excused: Arnold Velazquez Gregory Pierce Edward Woodard Justin Manuel
Jesus M. Gomez

Staff Present: Maria Arista-Volsky, Asst. County Attorney Michael Goolsby, Secretary to the Board
Yvonne Bell, Recording Secretary

Court Reporter: Janice Aguirre, Metro Dade Court Reporters

The meeting commenced at 1:13 P.M.

MINUTES OF MAY 18, 2006 and JUNE 15, 2006

Mr. Derrer requested a motion to approve the minutes of the **May 18 and June 15, 2006** meetings.

Chief Fernandez moved to accept the minutes for the May and June meetings. Mr. Horton seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

Mr. Riley moved to hear the **Emergency Agenda Discussion** item. Mr. Salvador seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

EMERGENCY AGENDA

APPEAL #1: APPEAL OF BUILDING OFFICIAL: Unincorporated Miami Dade County, Blue Lakes Mobile Home Park, 9801 – 10001 West Flagler Street, FBC 2004 Chapter 1, Sec. 111.3, Intent to Disconnect Power

Mr. Ray Taseff, Representative for Mobile Homeowners, started by mentioning that a lawsuit has been filed in Circuit Court regarding the disconnect of power to the Blue Lakes Mobile Home Park. Mr. Taseff stressed to the members that there is neither imminent danger nor a threat to life and safety at this site.

Mr. Utterback asked Mr. Taseff for the circumstances surrounding this appeal.

Mr. Taseff began by commenting, that approximately around the end of March, each resident was cited for electrical problems within their mobile home. In turn, this prompted the Owner of the property to issue notices to the residents informing them that they must move off the premises. Mr. Taseff further remarked that the Building Department has indicated that on June 30, they will disconnect the power to these structures.

Asst. County Attorney, Maria Arista-Volsky reminded the Board of their powers, which is to affirm, modify, or reverse the Building Official's recommendation.

Mr. Taseff stated that they have filed an injunction and this issue is going to be heard on Monday in the Courts. However, at this time they are contesting the disconnection of power at these residents.

Mr. Ron Szep, Unincorporated Miami Dade County Building Department, commented that the Department issued Notice of Violations in March of this year, citing a number of violations to these structures. Mr. Szep stressed that this is an immediate hazard and danger. In addition, this property did not receive permits or inspections. Mr. Szep further added that they have granted some extensions for those owners who are in the process of complying.

Mr. Derrer directed the members to the Section of the code providing the Building Official with the authority to disconnect the power.

Mrs. Garcia inquired about how many units were in this hazardous condition.

Mr. Taseff responded that they represent 80 residents and 20 of them have received extensions until July.

Mr. Kurzman expressed his concerns and discontent with the photographs that were submitted by the County, detailing life and safety issues at these residences.

Mr. Salvador wanted to hear the Building Official's stance once again.

Mr. Szep reiterated that around the end of June some residents will be in non-compliance, but those who have complied will receive restoration of power at their residence.

Assistant County Attorney Daniel Frastai stressed that not everyone's power is being turn-off and some residents have received extensions. He provided a background history as well, detailing that the Building Department has issued several notices since the end of March, giving them ample time to remedy this problem. Mr. Frastai further stressed that there is electrical activity going into these mobile homes.

Upon much discussion, Mr. Utterback moved to affirm the decision of the Building Official to disconnect utility services to this structure in order to eliminate an immediate hazard to life or property. Chief Fernandez seconded the motion.

Discussion:

Mr. Salvador asked about the building violation at this site.

Mr. Stu Bazerman, Unincorporated Miami Dade County Building Department, stated that the residents are being told that they have to hire a licensed electrical contractor to re-wire correctly.

Mr. Taseff commented that homeowners who have hired contractors still have their power turned off.

Mr. Goolsby cited Section 8-5 of the Miami Dade County Code stating that "any work done without a permit is considered unsafe".

Mobile home resident Vivian Acevedo remarked that she has lived in her mobile home for 25 years and she is trying to comply with the Notice of Violation. She further informed the members that many elderly people live at this location.

Mr. Antonio Esposito, through a translator, stated that he is a 20 year resident and he was cited for a violation in 2002. He added that he has complied with everything requested, only to receive new violations.

Mr. Freddy Valdarrama, Unincorporated Miami Dade County, commented that he cited everyone that had a violation at their property.

Mr. Eduardo Fernandez, Building Code Compliance Specialist (Building), explained that the Building Official does have the authority to disconnect the power.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

The Board took recess at 2:13 P.M. and reconvened at 2:19 P.M.

REGULAR AGENDA APPEAL

APPEAL #1: APPEAL OF BUILDING OFFICIAL: City of Aventura, Flamenco Condominium, 3701 N. Country Club Drive, Sunshades Removal & Reinstallation, Permit #0300000955

Mr. David Silverstein, Flamenco Condominium Association President, provided a background of this issue and informed the members that on April 26, 2006, a resident inquired about the installation of new sunshades. Mr. Silverstein added that currently 300 sunshades have been reinstalled. He further added that the installation contract is through November 28, 2008, but he was told by the Building Official to seek Board of Rules and Appeals guidance.

Mr. Eduardo Fernandez, Code Compliance Specialist (Building), remarked that Staff is in agreement with the Building Official and the Florida Building Code does not have a clear direction or specific requirement on how to deal with this type of condition.

Mr. Silverstein remarked that they would be installing the original sunshades for the remaining 75 units.

After some discussion, Mr. Fernandez-Fraga moved to grant the appeal and in doing so, allow the appellant to proceed with the removal and installation of the non-structural sunshades. Mr. Barnes seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

APPEAL #2: APPEAL OF BUILDING OFFICIAL: Town of Miami Lakes, Courtyards at Miami Lakes, 6431 Coe Pen Road, FBC 2004 Chap 15, Sec. 1519.11, NOA Roofing Application, Permit #R2006-1526

APPEAL #3: APPEAL OF BUILDING OFFICIAL: Town of Miami Lakes, Courtyards at Miami Lakes, 6431 Coe Pen Road, FBC 2004 Chap 15, Sec. 1519.11, NOA Roofing Application, Permit #R2006-1529

Mr. Ronald Werowski commented that he was informed that he was installing the wrong roof system and at this moment, he has 48 men and two cranes ready to start. He further added that the Notice of Acceptance (NOA) was originally accepted.

Mr. Eliezer Palacio, Town of Miami Lakes Building Official, informed the members that he is seeking a clarification for this issue, however on the Notice of Acceptance it states that it is an optional requirement.

Mr. Kurzman asked for clarification on the word “*optional*”, as it pertains to this area of concern.

Mr. Mark Zehnal, Building Code Compliance Specialist (Roofing), stated that the Florida Building Code takes precedence over an NOA when they are in conflict and the manufacturers published literature or instructions are subordinate to the NOA, which is a tested system or component.

Mr. Goolsby remarked that the procedural order is the Code and then the Notice of Acceptance.

Mr. Zehnal further added that the option is in place for a steel deck, but in this case, the wrong Notice of Acceptance was used.

Mr. Orlando Blanco, P.E., explained the history behind this case and proceeded to explain that the lightweight concrete system was installed under the concrete deck NOA and the vapor barrier was an option, which is under alternative methods. He added that these concerns were addressed with staff of the Building Code Compliance Office Product Control Division.

Mr. Goolsby informed the Board that the Building Official has the authority to grant equal alternatives. He went on to add that the insulation requested could be subject to moisture.

Mr. Salvador commented that they have already completed two buildings using this insulation.

Mr. Robert Ganues, Sarnafil Inc., commented that in 2001, these permits were issued and the contractor used the NOA supplied by the Product Control Division. He continued to add that everything about the vapor barrier is optional and during the installation of this product, they were at the site. As for the failure of this insulation, he has not seen that they guarantee this.

Upon much discussion, Mr. Riley moved that the Florida Building Code and the required Notice of Acceptance work together in addressing a constantly changing building environment. Therefore, the Florida Building Code takes precedent over a Notice of Acceptance. Mr. Salvador seconded the motion.

Discussion:

Mr. Eliezer Palacio remained firm in his stance that the code is not clear in this area.

Mr. Jaime Gascon, Product Control Division, informed the members that the code and product approval work collectively. He proceeded to explain that when a NOA is issued the test data is also included.

Motion carried. (Mr. Kurzman was opposed.)

(For a verbatim version of the aforementioned item, refer to the transcript.)

REGULAR AGENDA TCO/TCC APPEALS

APPEAL #1: TCO EXTENSION, PERMIT No. B0001111/BCO04169, Sanger

Mr. Dan Sanger informed the members that the TCO does not expire until August, but they need additional time to complete the repairs.

After some discussion, Chief Fernandez moved to grant a **60-day** extension. Mr. Salvador seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

APPEAL #2: TCO EXTENSION, PERMIT No. 02-5023506/03-5008830, Cabarrocas

Mr. David Cabarrocas informed the members that the contract with the Water and Sewer Administration has been updated and they are now ready to proceed.

After some discussion, Chief Fernandez moved to grant a **90-day** extension. Mr. Salvador seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

Mr. Fernandez-Fraga recused himself from the following appeal.

APPEAL #3: TCO EXTENSION, PERMIT No. 03020193, Tobin

Mrs. Linda Johnson was present at hearing on behalf of Roger Tobin.

After some discussion, Mr. Salvador moved to grant a **90-day** extension. Mr. Chief Fernandez seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

APPEAL #4: TCO EXTENSION, PERMIT No. BCO2135/BCO2136/BCO3158

Mr. Bob de la Fuente was present on behalf of Suzanne Besu.

After some discussion, Mr. Utterback moved to grant a **60-day** extension. Chief Fernandez seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

Chief Fernandez moved to hear the Emergency Agenda. Mr. Salvador seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

Mr. Diaz recused himself from the following appeal.

EMERGENCY AGENDA TCO/TCC APPEALS

APPEAL #1: TCO EXTENSION, PERMIT No. BCO05452, Reyes

After some discussion, Mr. Utterback moved to grant a **60-day** extension. Mr. Salvador seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

COUNTY ATTORNEY REPORT: Stipulated Agreement, One Stop Remodeling and Building Corporation, Vic George, Qualifier

Asst. County Attorney, Maria Arista-Volsky advised the members that an agreement has been made with One Stop Remodeling and Building Corporation. She then provided a background history for the above-mentioned company and proceeded to ask that they consider a motion to execute this agreement.

Chief Fernandez moved to accept the stipulated agreement as submitted by the County Attorney. Mr. Salvador seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

REGULAR AGENDA REPORTS

REPORT #1: Certification Subcommittee Report for July 2006

Mr. Salvador stated that the following individuals are being recommended for **approval** for **New Certification** for **2006**.

INSPECTOR:

Aldecocoea, Julio R.
Alvarez, Angel M.
Alvarez, Raul H.

REPRESENTING:

City of Hialeah
City of Florida City
City of Hialeah

DISCIPLINES:

Plans Examiner Building
Building Inspector (Structural)
Building Inspector (Structural)
Roofing Inspector (Commercial)
Roofing Inspector (Residential)

Annese, Richard	Town of Miami Lakes	Plans Examiner Building Building Inspector (Structural) Roofing Inspector (Residential) Roofing Inspector (Commercial) Plans Examiner Mechanical (Res.) Building Inspector (Structural) Building Inspector (Structural) Plans Examiner Building Roofing Inspector (Residential) Building Inspector (Structural) Electrical Inspector Electrical Inspector Plans Examiner Plumbing Plumbing Inspector Plans Examiner Building Building Inspector (Structural) Building Inspector (Structural) Roofing Inspector (Residential) Building Inspector (Structural) Roofing Inspector (Residential) Plans Examiner Building Plans Examiner Structural Plans Examiner Mechanical Building Inspector (Structural) Roofing Inspector (Residential) Plans Examiner Building Building Inspector (Structural) Roofing Inspector (Residential) Plans Examiner Building Electrical Inspector Building Inspector (Structural) Roofing Inspector (Commercial) Roofing Inspector (Residential) Building Inspector (Structural) Mechanical Inspector Mechanical Inspector Building Inspector (Structural) Building Official Chief Building Inspector Plans Examiner Building Plans Examiner Structural Building Official Chief Building Inspector Plans Examiner Building Plans Examiner Structural Mechanical Inspector Plans Examiner Mechanical Building Inspector (Structural) Building Inspector (Structural) Roofing Inspector (Residential) Building Inspector (Structural) Roofing Inspector (Residential) Plans Examiner Building Building Inspector (Structural) Building Inspector (Structural) Roofing Inspector (Residential) Plans Examiner Plumbing Plumbing Inspector Plans Examiner Plumbing Plumbing Inspector Building Inspector (Structural)
Barrios, Ardiel Blanco, Luis A. Carbonell, Alfredo M. Carmenates, Aurelio J.	Miami Shores Village City of Miami Beach City of Miami Beach Village of El Portal	
Carranza, Eduardo V. Crespin, Jack	City of Miami Beach City of Florida City City of Miami Gardens City of Florida City	
DeJonge, David A.		
De Zayas, Eduardo Diaz, Guillermo	City of Doral City of Florida City City of Hialeah City of Miami Gardens	
Fernandez, Mariano V.	Town of Miami Lakes	
Ferreira, David E. Figueroa, Andres B.	Miami-Dade County Village of Pinecrest City of South Miami	
Franco Jr., Reinaldo C. Fuego, Victor R.	Miami-Dade County City of Hialeah	
Gibson, William W. González, Carlos A.	City of Florida City City of Florida City Town of Miami Lakes City of Sweetwater	
González, Dario	 Indian Creek Village	
Good, William A.	City of Florida City	
Guerra, Roberto D.	City of Florida City City of Miami Gardens Town of Miami Lakes	
Hangge, Susan M. Hernandez, Luis B.	Miami-Dade County City of Florida City City of Hialeah	
Hernandez, Rafael	City of Florida City	
Hernandez, Robert	City of Florida City	
Iglesias, Jose M.	City of Coral Gables	

	City of Hialeah	Plans Examiner Building Roofing Inspector (Residential) Building Inspector (Structural)
Lage, Eugenio J.	City of Hialeah	Roofing Inspector (Residential) Building Inspector (Structural) Roofing Inspector (Commercial) Roofing Inspector (Residential)
Lapica, Juan E.	City of Hialeah	Plans Examiner Structural
Mantilla, Evelio	City of Hialeah	Building Inspector (Structural) Roofing Inspector (Residential)
McCollum, Ryan J.	Miami-Dade County	Electrical Inspector
Merced, Eric	City of Florida City	Electrical Inspector
Molina, Eduardo E.	Miami-Dade County	Mechanical Inspector
Palacio, Eliezer	City of Hialeah	Building Inspector (Structural) Roofing Inspector (Commercial) Roofing Inspector (Residential) Plans Examiner Building Building Inspector (Structural) Roofing Inspector (Residential)
Peon, George E.	City of Hialeah	Plumbing Inspector
Perdigon, Gerardo A.	City of Miami	Plans Examiner Plumbing Plumbing Inspector
Perez, Freddy E.	City of Aventura Village of El Portal	Plans Examiner Plumbing Plumbing Inspector
	City of Florida City	Mechanical Inspector
Pinna, Sean C.	City of Florida City	Plans Examiner Mechanical Electrical Inspector
Pousa, Felix J.	City of Hialeah Gardens	Plans Examiner Electrical Building Inspector (Structural) Plans Examiner Building Mechanical Inspector
Quicuti, Heriberto	City of Florida City	Plans Examiner Mechanical Building Inspector (Structural) Plans Examiner Building Mechanical Inspector
Regula, Ronald	City of Florida City	Plans Examiner Mechanical Building Inspector (Structural) Roofing Inspector (Commercial) Roofing Inspector (Residential)
Rivas, Angel R.	City of Hialeah	Building Inspector (Structural) Roofing Inspector (Commercial) Roofing Inspector (Residential) Building Inspector (Structural) Plans Examiner Building
Rodriguez, Jesus R.	City of Hialeah	Roofing Inspector (Commercial) Roofing Inspector (Residential) Building Inspector (Structural) Roofing Inspector (Commercial) Roofing Inspector (Residential) Building Inspector (Structural) Plans Examiner Building
Rodriguez, Jorge M.	City of North Miami	Roofing Inspector (Commercial) Roofing Inspector (Residential) Building Inspector (Structural) Building Inspector (Structural) Roofing Inspector (Residential) Roofing Inspector (Residential) Chief Mechanical Inspector
Romero, Marcos W.	City of Hialeah	Mechanical Inspector
Rousseau, Jose M.	City of Florida City City of Miami Gardens	Plans Examiner Mechanical Plans Examiner Structural Chief Mechanical Inspector Mechanical Inspector
Rubi, Richard	City of Hialeah Gardens	Plans Examiner Mechanical
Ruggiano, George W.	City of Coral Gables	Plans Examiner Structural Chief Mechanical Inspector Mechanical Inspector
Salgueiro, Ana M.	Miami-Dade County	Plans Examiner Mechanical
Taylor, George E.	City of Doral	Plans Examiner Structural Chief Mechanical Inspector Mechanical Inspector
Vargas, Angel L.	City of Hialeah	Plans Examiner Mechanical Building Inspector (Structural) Roofing Inspector (Commercial) Roofing Inspector (Residential)
Watkins, Kim R.	City of Florida City City of Miami Gardens	Electrical Inspector
Willis, Henry L.	City of Miami Gardens	Electrical Inspector
Wong, Ernesto G.	City of Sunny Isles Beach	Chief Building Inspector Building Inspector (Structural)

Upon some discussion, Mr. Kurzman moved to recommend those listed for New Certification. Chief Fernandez seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

Mr. Salvador stated that the following individuals are being recommended for **approval** for **Rejection** for **2006**.

INSPECTOR:

Carmenates, Aurelio J.

(Applicant does not meet the experience requirement for Commercial Roofing Inspector as per Miami-Dade County Code, Chapter 8, Article 2, Section 21.2 (4) (c).(3).(cc).(1).)

REPRESENTING:

Village of El Portal

DISCIPLINES:

Roofing Inspector (Commercial)

Cespedes, Jose V.

City of Hialeah

Building Inspector (Structural)

(Applicant's Provisional application was denied by the Department of Business and Professional Regulation).

Merced, Eric

City of Florida City

Plans Examiner Electrical

(Does not comply with Chapter 8 requirements for Plans Examiner, 5 years of field experience under masters license).

Upon some discussion, Mr. Kurzman moved to **Reject** Mr. Aurelio Carmenates. Chief Fernandez seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

Upon some discussion, Mr. Utterback moved to **Reject** Mr. Jose Cespedes. Chief Fernandez seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

Upon some discussion, Mr. Kurzman moved to **Reject** Mr. Eric Merced. Mr. Horton seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

NON-AGENDA ITEM – TCO Request for Palm Court at 23rd Street, Ltd.

APPEAL #1: TCO EXTENSION, PERMIT No. B9700865, Bloomberg

Mr. Mel Gonzalez was present on behalf of Palm Court at 23rd Street.

After some discussion, Chief Fernandez moved to grant a 60-day extension. Mr. Utterback seconded the motion.

Motion carried unanimously.

(For a verbatim version of the aforementioned item, refer to the transcript.)

There being no further business, the meeting was adjourned at 3:22 P.M.